

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

PACIFIC LIFE INSURANCE COMPANY and  
PACIFIC LIFE & ANNUITY COMPANY,

Plaintiffs,

- against -

U.S. BANK NATIONAL ASSOCIATION and  
BANK OF AMERICA, N.A.,

Defendants.

Case No. 1:16-cv-00555-PGG

**DECLARATION OF WESLEY T.L BURRELL IN SUPPORT OF BANK OF AMERICA,  
N.A.'S REPLY MEMORANDUM OF LAW IN SUPPORT OF ITS MOTION TO  
DISMISS PLAINTIFFS' AMENDED COMPLAINT**

**MUNGER, TOLLES & OLSON LLP**

James C. Rutten  
Jacob S. Kreilkamp  
Wesley T.L. Burrell  
Matthew K. Donohue  
350 South Grand Avenue, 50th Floor  
Los Angeles, California 90071-3426  
(213) 683-9100; (213) 687-3702 (fax)  
james.rutten@mto.com  
jacob.kreilkamp@mto.com  
wesley.burrell@mto.com  
matthew.donohue@mto.com

**SIDLEY AUSTIN LLP**

David F. Graham  
One South Dearborn Street  
Chicago, Illinois 60603  
(312) 853-7000; (312) 853-7036 (fax)  
dgraham@sidley.com

**SIDLEY AUSTIN LLP**

Isaac S. Greaney  
Daniel Gimmel  
Jon W. Muenz  
787 Seventh Avenue  
New York, New York 10019  
(212) 839-5300; (212) 853-5599 (fax)  
igreaney@sidley.com  
dgimmel@sidley.com  
jmuenz@sidley.com

*Attorneys for Defendant Bank of America, N.A.*

I, Wesley T.L. Burrell, declare as follows:

1. I am an attorney in the law firm of Munger, Tolles & Olson LLP, co-counsel of record for Defendant Bank of America, N.A. in the above-captioned matter. I am admitted *pro hac vice* in this matter. I have personal knowledge of the facts stated in this declaration and could competently testify to them if called upon to do so. I make this declaration in support of Bank of America, N.A.'s Motion to Dismiss Plaintiffs' Amended Complaint.

2. Attached hereto as **Exhibit 1** is a true and correct copy of the February 2014 Remittance Report for the WaMu Mortgage Pass-Through Certificates Series 2007-HY7 Trust, obtained by my law firm from U.S. Bank's public trustee reporting webpage, <http://usbtrustgateway.usbank.com>.

3. Attached hereto as **Exhibit 2** is an excerpted true and correct copy of the Prospectus Supplement for the WaMu Mortgage Pass-Through Certificates Series 2007-HY7, Trust obtained by staff of my law firm from the SEC's EDGAR webpage, [www.sec.gov/edgar/searchedgar/companysearch.html](http://www.sec.gov/edgar/searchedgar/companysearch.html).

I declare under penalty of perjury under the laws of the United States and of the State of New York that the foregoing is true and correct, and that this declaration was executed on May 21, 2018 at Los Angeles, California.

  
\_\_\_\_\_  
Wesley T.L. Burrell